

Directs that the privilege of audience by Government on behalf of a party cannot be granted to Pleaders.

READ—

Petition, dated the 25th September 1934, presented by Mr. R. Visvanatha Iyer, Pleader, on behalf of Mr. Abdul Rahim, Fire-works Merchant, Bangalore City, appealing against the order of the District Magistrate, Bangalore, for restoration of his license under the Mysore Explosives Regulation.

ORDER No. P. 2038-45—LAW. 81-34-2, DATED BANGALORE,
THE 29—30TH OCTOBER 1934.

The principle laid down in rule 102B of the Land Revenue Rules, *viz.*, that only Advocates can appear before Government and not Pleaders is of general application. Government cannot therefore grant the privilege of audience on behalf of a party to Pleaders. The petition read above is therefore returned since it is not properly presented.

S. ABDUL WAJID,
*Secretary to Government,
General Department.*

DEVELOPMENT SECRETARIAT

Sanctions certain concessions to all agriculturist debtors in the State in regard to the payment of the amount of Decrees of Co-operative Societies.

READ—

Government Order No. D. 2469-75—C. S. 44-31-2, dated 24th November 1931 passing orders on the recommendations of the Malnad Economic Enquiry Committee regarding the measures of relief to be granted to the Malnad Agriculturists through the Co-operative Department.

2. Government Order No. R. 302-73—L. R. 221-33, dated 20th July 1934, appointing a Committee to advise Government for affording relief to the raiyats in the present period of economic depression.

3. Letter No. C. 308—34-35, dated 13th September 1934 from the Revenue Commissioner seeking sanction to the recommendation of the Committee referred to above for the grant of certain concessions in regard to the payment of the amount of decrees of Co-operative Societies.

4. Unofficial Note No. 2705—C. S., dated 1st October 1934 from the Registrar of Co-operative Societies furnishing his views on the subject.

ORDER No. D. 2690-740—C. S. 18-34-2, DATED BANGALORE,
THE 6—10TH OCTOBER 1934.

The Committee appointed in the second of the orders read above consider that, as an urgent measure of relief, some concessions are necessary in the matter of the payment of the amount of decrees of Co-operative Societies. They accordingly recommend that concessions similar to those sanctioned for the Malnad agriculturists in the Order of 24th November 1931 read above and indicated below may be extended immediately to agriculturist debtors throughout the State:—

(1) No postponement of execution need be given in the case of decrees which relate to very old loans in respect of which there has been continued default by the members. Even in these cases, if all up-to-date interest and a small portion of the principal, say 12½ per cent, is paid, the Revenue authorities may suspend execution and return the cases to the Assistant Registrars for further instructions. The Assistant Registrars may advise in all deserving cases the grant of fresh loans by the Societies.

(2) In the case of decrees which have been obtained in respect of fresh loans granted recently, further time of five or six months till the next harvest season may ordinarily be granted. If in any case such extension will be detrimental to the recovery of the amount, the society concerned may make special application to the Assistant Registrar for immediate steps being taken.

(3) In regard to the suits filed during the current year, the Assistant Registrars may be instructed to grant time till the next harvest season for payment of all up-to-date interest and a portion towards the principal, failing which, the decrees may be sent for execution.

Government are pleased to accord sanction to the above recommendation of the Committee.

M. VENKATANARAYANAPPA,

Secretary to Government,
Development Department.

Sanctions the levy of Tolls in Konanur Minor Municipal Council.

READ—

Letter No. C. 645-32, dated 7th November 1932, from the Deputy Commissioner, Hassan District, forwarding for sanction the resolution of the Konanur Minor Municipal Council to levy toll on vehicles and animals entering the Municipal limits.

ORDER NO. L. 3045-6—ML. 63-32-252, DATED BANGALORE,
THE 26TH OCTOBER 1934.

The Konanur Municipal Council propose to levy tolls on vehicles and animals entering the Municipality. The Mysore Minor Municipalities Regulation, 1933, does not provide for a levy of toll on animals. Sanction is therefore accorded only to the levy of tolls on vehicles as prescribed under Section 61 (1) (h) of the said regulation. Under Section 63, Government further direct that the said levy be at the rates noted below and subject to the exemptions specified in Schedule A.—

	Rs.	a.	p.
1. (a) On every four-wheeled motor vehicle constructed to carry less than ten persons ...	0	4	0
(b) On every other four-wheeled motor vehicle ...	0	6	0
2. On every motor cycle with or without side-car ...	0	3	0
3. On every ordinary cycle or tricycle ...	0	1	0
4. On every four-wheeled vehicle with springs ...	0	3	0
5. On every two-wheeled carriage on springs other than jutka or ekka ...	0	4	0
6. On every jutka, hackney or cart, laden ...	0	4	0
7. On every jutka, hackney or cart, not laden ...	0	2	0

2. Under Section 106 read with Section 61 of the Mysore Minor Municipalities Regulation, 1933, Government are pleased to make the following rules to regulate the levy of tolls by the Konanur Municipal Council:—

(1) No more than one payment of toll shall be demanded at any toll bar, gate or station in respect of any vehicle in any period of 24 hours counted from sunrise to sunrise. Provided that when toll has been paid at any toll bar, gate or station in respect of any vehicle not laden, the difference between such toll and the toll payable in respect of such vehicle shall be payable if such vehicle passes through such toll bar, gate or station laden within such period.

(2) The Municipal Council shall cause to be kept at each place where such toll is to be collected a table in Kannada showing the amounts leviable in all cases provided for in the rules, including the terms, if any, on which the liability to pay such tolls may be compounded by periodical payments, and it shall be the duty of every person authorised to demand payment of a toll, to show such tables, on the request of any person on whom such demand is made.

(3) (i) In the case of non-payment on demand of any toll leviable by the Municipal Council, the person appointed to collect the toll may seize any vehicle on which the toll is chargeable or any part of its burden, which is of sufficient value to satisfy the demand, and may detain the same. He shall thereupon give the person in possession of the vehicle a list of the property seized from him.

(ii) When any article seized is subject to speedy and natural decay, or when the expense of keeping it together with the amount of the toll chargeable is likely to exceed its value, the person seizing such article may inform the person in whose possession it was that it will be sold at once, and shall sell it or cause it to be sold accordingly unless the amount of toll demanded be forthwith paid.

(iii) If at any time before the sale has begun, the person whose property has been so seized tenders at the Municipal Office the amount of all expenses incurred, and of the toll payable, the Municipal Council shall forthwith release the property seized.

(iv) If no such tender is made, the property may be sold and proceeds of such sale shall be applied in payment of such toll and the expenses incidental to the seizure, detention and sale.

(v) The surplus, if any, of the sale proceeds shall be credited to the Municipal funds, and may, on application made to the Municipal Council in writing within six months next after the sale, be paid to the person in whose possession the property was then seized, and, if no such application is made, shall be the property of the Municipal Council.

(4) If the collection of the toll has been leased under Section 68, any person employed by the lessee to collect such tolls shall, subject to the conditions of the lease, have the powers referred to in rule (3) (i) and (ii) above, provided that no article distrained may be sold except under the orders of the Municipal Council.

M. VENKATANARANAPPA,

*Secretary to Government,
Development Department.*

SCHEDULE A.

EXEMPTION FROM LEVY OF TOLL.

No toll shall be levied for the passage of the carriages, carts, animals, etc.—

- (1) Belonging to his Highness the Maharaja or His Highness the Yuvaraja of Mysore.
- (2) Belonging to the Dewan of Mysore.
- (3) Belonging to the Municipal Council.
- (4) Conveying the Municipal servants on duty or property in the custody of such servants.
- (5) Licensed by the Municipal Council.
- (6) Assessed by the Municipal Council to municipal taxation, provided the tax has been paid in advance.
- (7) Possessed by a person who has compounded with the Municipal Council for the prescribed sum.
- (8) Engaged by the postal department exclusively to convey mails.
- (9) Belonging to the Hon'ble the British Resident in Mysore and his staff, namely, the Secretary to the Resident, the Residency Surgeon, and the Personal Assistant to the Resident.
- (10) Belonging to the Government servants travelling on duty who are certified by their respective immediate superiors as being not entitled to travelling allowance.
- (11) Belonging to the Heads of Mutts who hold a rahadari issued by competent authority.
- (12) No tolls shall be levied on foot passengers.
- (13) No tolls shall be levied on any conveyance used for any ambulance purpose.
- (14) No tolls shall be levied for the passage of military troops or military stores, or equipages or police officers on duty or of any person or property in their custody or of any property *bona fide* belonging to Government, as established where proof is required, by the production of a pass or certificate from any officer or of the department to which the property belongs authorised by the Deputy Commissioner or by Government to grant such certificates or passes, which pass or certificate shall be delivered up at the last Toll-gate passed before the cart, carriage, or animals conveying such property reaches the destination noted in such pass or certificate.
- (15) No toll shall be levied afresh on any cart, etc., passing along the Toll-gate if, within a period of 24 hours counted from sunrise to sunrise, a toll has been collected thereon at a Toll-gate in the Mysore State, or Toll-gate in British India, in respect of which the Government have secured reciprocity for exemption in consultation with the British authorities.
- (16) Carts laden with bone or other substance as manure shall be treated as unladen and tolled accordingly.
- (17) No tolls shall be levied on carts carrying manure for agriculture belonging to the residents of the village or town within five miles of limits of which the Toll-gate is established.
- (18) The British Military Officers in uniform, passing on duty through the State are exempted from the payment of Tolls.
- (19) The car conveying the Raja of Sandur.